



Entered on Docket
June 20, 2006

Hon. Linda B. Riegler
United States Bankruptcy Judge

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*Counsel for the Official Committee of Equity Security Holders of
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:) BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY) Chapter 11
Debtor)
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In re:) BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,) Chapter 11
Debtor)
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In re:) BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,) Chapter 11
Debtor)
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In re:) BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,) Chapter 11
Debtor.)
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In re:) BK-S-06-10729-LBR
USA SECURITIES, LLC,) Chapter 11
Debtor.)

ORDER APPROVING SHEA & CARLYON EMPLOYMENT APPLICATION

1 Affects)

2 ☐ All Debtors)

3 ☐ USA Commercial Mortgage Co.) Date: June 5, 2006

4 ☐ USA Securities, LLC) Time: 9:30 a.m.

5 ☐ USA Capital Realty Advisors, LLC) Place: Courtroom #2

6 ☐ USA Capital Diversified Trust Deed)

7 ☒ USA First Trust Deed Fund, LLC)

8 **ORDER AUTHORIZING OFFICIAL COMMITTEE OF EQUITY SECURITY**
 9 **HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC TO EMPLOY**
 10 **SHEA & CARLYON, LTD. AS ITS SPECIAL NEVADA COUNSEL EFFECTIVE**
 11 **MAY 10, 2006**

12 **(AFFECTS CASE NO. 06-10728 - USA CAPITAL FIRST TRUST DEED FUND, LLC)**

13 This matter having come on for hearing on the Application (the "Application") for
 14 Order Appointed Shea & Carlyon, Ltd. as Special (Nevada) Counsel for the Official
 15 Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC (the "First
 16 Trust Deed Committee"); Candace C. Carlyon, Esq. of the law firm of Shea & Carlyon, Ltd.
 17 appearing on behalf of the First Trust Deed Committee; and other appearances being noted on
 18 the record; and the Court having considered the Application and the Amendment thereto; the
 19 Declaration and the Statement of Disinterestedness of James Patrick Shea, Esq. in support
 20 thereof; the various oppositions and replies thereto; the pleadings, papers and records on file
 21 in this matter; and all objections having been withdrawn; and good cause appearing:

22 IT IS HEREBY ORDERED that the Application is granted and the First Trust Deed
 23 Committee is authorized to employ the law firm of Shea & Carlyon, Ltd. as its special Nevada
 24 counsel herein on the terms set forth in the Application, the Amendment thereto, and the
 25 Declaration thereon, effective as of May 10, 2006.
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1 SUBMITTED BY:

2 SHEA & CARLYON, LTD.

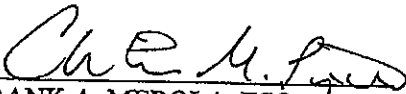
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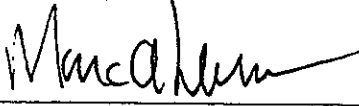
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8 *Unsecured Creditors of USA Commercial*
9 *Mortgage Company*

10 APPROVED/DISAPPROVED BY:

11 OFFICE OF THE U.S. TRUSTEE

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16 Assistant United States Trustee

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Counsel for the Debtors

25 Order Authorizing Official Committee of Equity Security Holders of USA Capital First Trust Deed Funds, LLC
26 to Employ Shea & Carlyon, Ltd. as its Special Nevada Counsel Effective May 10, 2006 (Affects Case No. 06-
27 10728 - USA Capital First Trust Deed Fund, LLC)
28

1 APPROVED/DISAPPROVED BY:

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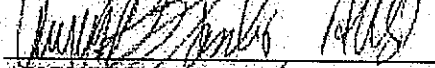
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16 Assistant United States Trustee

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RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of LR 9021.
- ☐ I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:
- ☐ approved the form of this order;
- ☐ waived the right to review this order; and/or
- ☐ failed to file and serve papers in accordance with LR 9021(c).
- ☒ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:

Rob Charles, Esq.
LEWIS AND ROCA, LLP
3993 Howard Hughes Parkway, 6th Floor
Las Vegas, Nevada 89109

- ☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 16th day of June, 2006.

SHEA & CARLYON, LTD.



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